

Message Text

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PAGE 01 DURBAN 00200 301911Z

70

ACTION DLOS-07

INFO OCT-01 AF-10 ISO-00 ARA-16 EA-11 EUR-25 NEA-14 RSC-01

CG-00 DOTE-00 CEQ-02 CIAE-00 COA-02 COME-00 DODE-00

EB-11 EPA-04 INR-10 IO-14 L-03 NSF-04 NSC-07 NSAE-00

PM-07 SCI-06 SS-20 SP-03 FEA-02 H-03 PA-04 PRS-01

USIA-15 ACDA-19 AEC-11 AGR-20 FMC-04 INT-08 JUSE-00

OMB-01 TRSE-00 OIC-04 DRC-01 /271 W

----- 090059

R 301410Z MAY 74

FM AMCONSUL DURBAN

TO SECSTATE WASHDC 1732

INFO AMEMBASSY PRETORIA

AMCONSUL CAPE TOWN

AMCONSUL JOHANNESBURG

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E.O. 11652: N/A

TAGS: PBOR, SF

SUBJECT: LAW OF THE SEA

REF: PRETORIA 2166

SUMMARY: SA MARINE POLLUTION REP TO LOS CONFERENCE IS SHIPPING
TECHNICIAN WHO DOES NOT YET KNOW POSITION TO BE TAKEN BY SA.
HE IS APPREHENSIVE ABOUT BEING SA DELEGATE TO INTERNATIONAL
CONFERENCE AS HE HAS BEEN TOLD SA DELEGATES TREATED RUDELY BY
WESTERNERS AT PAST CONFERENCES. HE HOLDS STRONG PERSONAL
ANTI-SAG VIEWS. END SUMMARY.

1. ON MAY 30 CONGENOFF CALLED ON CAPT T.A.SHILLINGTON TO
DISCUSS MARINE POLLUTION ASPECTS OF LOS, AND LEAVE US POSITION
PAPERS. SHILLINGTON, WHO IS CHIEF SHIPPING INSPECTOR, MARINE
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PAGE 02 DURBAN 00200 301911Z

DIVISION, DEPARTMENT OF TRANSPORTATION, WELCOMED OUR PAPERS.

HE HAD REVIEWED COMPLETE SET OF UN DRAFT PAPERS ON MARINE POLLUTION BUT SAID HE DID NOT KNOW EXACTLY WHAT SA POSITION WAS YET.

2. CONGENOFF DISCUSSED US PREFERENCE FOR FLAG-STATE/PORT STATE ENFORCEMENT OF VESSEL POLLUTION VIOLATIONS RATHER THAN COASTAL STATE ENFORCEMENT. SHILLINGTON AGREED WITH ALL POINTS BUT NOTED SOUTH AFRICA MIGHT NOT RECEIVE NECESSARY COOPERATION FROM SOME PORT STATES OR FLAG STATES, ESPECIALLY AFRICAN, FOR POLITICAL REASONS. HE SAID SA HAD FOUND IT IMPOSSIBLE ESTABLISH LIABILITY OR PROVE GUILT OF ANY VESSEL-SOURCE POLLUTION WITHOUT IMMEDIATE ON SITE INVESTIGATION BY A SURFACE SHIP. FOR THAT REASON, SA DOES NOT ATTEMPT ENFORCE ITS POLLUTION REGULATION ON HIGH SEAS.

3. SHILLINGTON SAID IN ADDITION TO BEING SA POLLUTION REP, HE WOULD ALSO BE FISHERIES REP AS DE JAGER FROM CAPE TOWN WOULD NOT ATTEND CARACAS CONFERENCE. CONGENOFF PROMISED OBTAIN SET US FISHERIES PAPERS FOR HIM.

4. SHILLINGTON BORN ENGLAND. AGE ABOUT FIFTY. HOLDS SHIP MASTERS LICENSE AND HAS EXTENSIVE TECHNICAL BACKGROUND IN MARINE ENGINEERING AND SHIPPING. ALSO HAS FISHERIES EXPERIENCE FROM 15 YEARS SPENT IN SW AFRICA. HE IS INTELLIGENT AND HAS FACILITY FOR LANGUAGES. HE IS LEARNING SPANISH FOR CONFERENCE AND PLANS LEARN GERMAN FOR GENEVA CONFERENCE NEXT YEAR WHICH HE HAS ALREADY BEEN TOLD HE WILL ATTEND IN SAME CAPACITY. HAS TRAVELED WIDELY AND WORKED IN CANADA SEVERAL YEARS DURING 1950'S AS SA CIVIL SERVANT.

5. HE EXPRESSED CONCERN ABOUT BEING SOCIALLY OSTRACIZED AT CARACAS BY OTHER WESTERN DELEGATIONS AS REPORTEDLY HAPPENED TO SA DELEGATES AT LAST CONFERENCE. CONGENOFF TRIED REASSURE HIM ON THIS POINT AT LEAST SO FAR AS US DELEGATES CONCERNED. SHILLINGTON IS VERY ANTI-APARTHEID AND HOLDS LIBERAL POLITICAL VIEWS. HE HAS SERIOUS MISGIVINGS ABOUT THE FUTURE FOR SA, BUT FEELS LOCKED TO HIS CAREER.

6. FOR PRETORIA: PLEASE FORWARD FISHERIES PAPERS.
HOLMES
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PAGE 03 DURBAN 00200 301911Z

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Message Attributes

Automatic Decaptioning: X
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Disposition Approved on Date:
Disposition Authority: ShawDG
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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